App F IX 4

Previous References 1946 (mc) mc File No. 85-45
Serial Nos 17, 18, 81

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Three

Part B for Jan 46

SUBJECT

Re the sale of Site No 1, situated on the Kummbigal Road to Sri Ponnamma. from whom it was acquired

L 6294-5

7th Jan 46

Sanctions

To

The mc Commr B'ed thro' the PA.

The Comptroller to Govt

Call 12/2

5097
L

Petn dy 7-2-44 from
Smt Gowramma, widow
of late Mr M C Laxmiah
Vokkaligas, residing at
Doddmavalli, Bngr
praying that the site
situated in the Krumbigal
road which was sold to
Mr Bhomboori for an
upset price of Rs 3 1/2 yds
may be given to her as the
site in question was taken
out of the land acquired
from her

Memo of the Minister Lsg
& P H on the Petn
A report may be called for
in the matter from the
Dy Comm" (Sd) H G
7-2-44

Sr The memo put up &
signed by the Asst Secy
may note

WHS
12/2

Encl. L 8317 of 12/2

3) Another petition since
received from Gowramma

097 V 5180 V 5670
L L

4) Submitted with a memo on the
petn forwarded by is to the
Mil Comm. Bhiwandi for a report
in continuation of the
Previous petn

UKS
16/2

5) Done
16/2/44

L 8601 By 16/2 DMSA
18/2 JM

Letter No A6-Br 90/438 By 4-3-44
from the Mil Comm. Bhiwandi
forwarding a report on the
matter.

6) The report ~~of the Mil Comm~~ of the Mil Comm is submitted for
perusal with reference
to Para 1 supra.

7) From the file it is seen
that there are several
applications for the
same land besides
Mr. Bhombore

UKS
10/3

8) The reports for perusal
are two fold in favour
the petitioner ~~Mrs~~ Smt. Sarasvatibai as can be seen
from the record.
(1) The petition dated 23-11-43 of 4 pages is
earliest as compared with that put in by the
2) This land formed part of the land acquired
from the late husband of the petitioner

Continuation Sheet | File No / Current No 5672/2 | of | Page

It seems to be equitable to give the land for an upset price of Rs 3/ per sq yd — the rate at which it has been granted to Mr L.R Blenkhorne

9) When there were more than two applicants for the land, it was but proper that it should have been brought to auction & its disposal to an employe of the Mcl for an upset price is likely to be received with suspicion

(10) The point however for consideration is that the area of the land is 205 sq yds and at the value at Rs 3/ per sq yd works out to Rs 615/ This is within the competence of the Mcl — as the value does not exceed Rs 2000/ as laid down under Sec 41(2) of the city mcl act 1933 whether the resolution of the Mcl granting the land land to Mr Blenkhorne maybe set aside or modified is to under what powers & laws is for orders

Law Dept 10/11/34

11) As to the actual value of the land that was the latter make consideration

567, V 192/2

Continuation Sheet ML File No / Current No 88 of 43 Page

12) What was the market value at the time ?

Ans 11-3-44 for

13) Built with a draft letter for a/Sec. 11/3

14) Issued for 11/3/44 Ans

To the ML Comm, Bldg thro Pol NO L 9216 Dy 17-3-44

Calls for some information Letter NO A6/7 Dt 90/43-44 Dy 5/7-44 from the ML Comm, Bldg, stating that the market value of the site in question at the time of the Grant works about to Rs 5 per sq yard etc,

13) Submitted with reference to paras 11-12 supra

11/7 14) The market Value of the site granted to M S R Khambata consisting of the city plot on the Kennedy road is fixed above at Rs 5 per sq yd based on average of the price then realized in the sales of plots in the locality. The total cost would therefore come to Rs 90 Rs 5 or 10 R 25/- Even then the total value is within the

WD 01809—GPB—60 000 —26 1 43

Competence of the Mill, as it does not [illegible] para 1 of land Manual sec 41 (2) of the

TYPE I GE Sent A 22/3 JM

1921

It has been actually held for
by appeals to the Bombay
17) Memorials for orders are mentioned
at paras. 8 to 10 supra
18) This for consideration whether the
grant made may be cancelled & the
land ordered to be granted to the
petitioner as prayed in
for orders re para 17 supra

Law Secy to Govt
21/7/1914

SECY LAW DEPT
1362
21 JULY 1914
GOVT OF MYSORE

Can we write as it is
within the powers of the
Council? Can we by ourselves acquire
it within the powers of the Council
21/7/14

Yes

Do
Ordd In a similar case the Govt have
refused the proposal (vide Re the grant of land
to Mr C B Venkoba Rao)

MB
12/5 Please put in with a copy of
the orders past in Case of
Mr C B Venkobarao seeking to
repurchase land he had applied for on
Darkasthu days ago

16/5/15

Ordd with a copy letter no L 11259 dtd 5-6-15
ref to above (Tele)
10/6/15

In view of the instructions contained
in his office letter dated 21 5 45 to
matter within the purview of
the Bhoodan Act, as the land even
according to the market value would
be worth only Rs 1025 and Rs 25 per
year which is below the limit of Rs 200
prescribed in Sec 41 (3) of the
City Rents Act of 1933
It is therefore an employee of the
Bhoodan Yajna can be applied to the
Court, for the grant of the site
and the Court have granted it to
him for an upset price of Rs 37 per
year there is no necessity for him to
apply Nimi the permission of the Court
The point for consideration whether the land
now granted to Mr Bhoothavenga Pillai
away from him granted to the petitioner
ought to be
to do so
to have

Yours etc
Sd
21/5/45

21 Has possession been delivered
to Mr Bhoothavenga Pillai
The Executive Engineer Electricity
Sd
22 5 45

1 qr 8187/L

Sworld with draft letter calling for the information

Jrmey 26/5/45

To The Municipal Comr B-Cy

L 11 6 98 d 4-6-45

Calls for the above information

From the Municipal Comr to city

A 6 7 Dr 90/43-44 d 7-6-45

States that the site in question has not yet been handed over to the Bhandara clerk and adds that in his opinion the site in question is worth not less than Rs 8 to Rs 10 per sq. yard

2) The Municipal Comr has stated that the site in question has not yet been handed over to the Bhandara in view of the protest application from one Sri Gowramma and as the question is awaiting orders of the Govt

Refer -- para 26 supra

In 1366

31) It is reported that the possession of the land has not yet been handed over to the Bhandara

32) The Municipal Comr reports that the market value of the site was estimated at Rs 8 per sq yard previously & that as it is situated in a very prominent

locality close to the western gate of Kolhapur, the rate is worked nowhere than Rs 8 or 10 per sq yd - At this rate the market value of the land will present works out to Rs 2050/

33) Having regard to the fact that the grant of this land to M/s Bhambure, a municipal clerk at Rs 3/- per sq yd - is likely to be viewed with suspicion, whereas it is said to fetch a higher amount of Rs 7/8 on auction, it is for orders of this land may not be ordered to be sold on auction

34) It is for the benefit of the Government, the petitioner was called upon to show cause why the petition may not be forwarded to the Govt with a view to sympathetic disposal

35) Refer para 11 supra

Law Dept for file orders 96
14/8/89

36) Considering all the circumstances it may be equitable & give the land to the original owner Government from whom it was acquired on it may be sold on public auction - It is also reasonable

C F 69]

Continuation Sheet | File No / Current No | of | Page

Grant the land [illegible] Rs 6 & Rs 10 per 29 45 now & also Rs 5 in July 1944 & the Municipal Committee as Rs 3 - a precedent [illegible]

OFFICE OF THE MINISTER FOR REVENUE & LAW
No. 6109
Date 18/6/45

Comp P-H. 16/6/45

Noted [illegible]

37) [illegible] 6/8 [illegible]
7/8/45
7/8/45

38) Noted with a draft letter for approval
6/8

Signed
39) Please return the petition of the Jammu Advocates to the Secretariat on 7/8 I send to the records
7/8/45

OFFICE OF THE MINISTER FOR [illegible] & P.H.
Date 12 7 45
No 294

18 To Home Comm, Brig thro DO No 1265 of 23 45
States that the site may be granted to the original owner the Government from whom it was acquired or it may be sold at public auction

3) [illegible]
27/8

C F 69]

Continuation Sheet. Current No

From the Municipal Town Board

A T D.R 90/43 dt 14-11-43

States that the Site No 1 measuring 306 Sqr Yards situated in the Kanchenjeel Road will be sold to Sr Govranna at Rs 4 per Sqr Yard, as resolved by the Municipal Council in view of the fact that the Site in question had originally belonged to her, and requests Sanction of Government

2) The cost of the Site measuring at 306 Sqr Yards at Rs 4- per Sqr Yard comes to Rs 1224/- and as Market enquiries is stated that the value of the Site exceeds Rs 2000

3) A draft Govt will be put up if it is presumed that Sr. Govranna is agreeable to purchase it at Rs 4- a Sqr Yard Perusal Paras 36 & 39 Enclosed

4 pl put up draft Govt 4066

9/12

43) Send with a draft Govt for signature

C. SECRETARIAT FOR EDUCATION Date 15-12-43 No 3530

12/12

Minister for Edn & H.T.) 13/12/43

14/12/43

Serial No

There is no Justification to demand Rs 4/- per sq yd from Gomanna the original Owner of the property when it was proposed to give the same right at Rs 3/- per sq yd to a Municipal Employee The the right may be given to her at Rs 3/ per sq yd and when is reasonable

19/12/45

20/12

Dft-d

Time Dft is revised

26/12/45

To the Dy Com[illegible] City

L6 2 44-5 dt 7-1-46

Sanctions as above

TYPING SECTION
16 DEC 1945
GEN & REV SECTT

F 5

NOTE—Contn Sheet

File No. of 194

Serial No.

BANGALORE CITY MUNICIPALITY

224

No 16-Dr 90/43

Encl

MUNICIPAL OFFICES

Bangalore 4th March 1944

FROM

P SURYANARAYANA SETTI, ESQ, B A, LL B
MUNICIPAL COMMISSIONER
Bangalore City

GEN & REV SECRETARIAT 5670 9 MAR 1944 L S G BRANCH

SECY LAW DEPT TO 8 MAR 1944 GOVT OF MYSORE

To C Narayanaswamy Naidu, Esq, B A, B L,
SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE
LAW DEPARTMENT BANGALORE

SIR

With reference to your Memo No L 8317/11 dated 12-2-1944 and Memo No L 8601 dated 16-2-1944 calling for a report on the application of Sri Gowramma, protesting against the grant of a site to Mr S R Bhombore, Council Clerk, I have the honour to state that the marginally noted four applicants had applied for the grant of the triangular plot of land at the junction of Gramadevatha Temple Street and Krumbiegal Road These applications were placed before the City Improvement Committee who, in their meeting held on 16-3-1943, resolved that the applications could not be considered until the layout under proposal was completed in the locality Then Mr Bhombore submitted another application on 6-9-1943 stating that the land in question did not come within the layout and that it might therefore be granted to him The Municipal Engineer thereon reported that the site in question would remain a clear plot, even after reserving land for foot path, etc, and that it would be an independent site as No 1 in the proposed layout to the west of Krumbiegal Road The records together with the applications of Messrs K Laljee and D M Krishnamoorthy, for the grant of the same bit of land which were subsequently received, were referred to the City Improvement Committee who in their meeting held on 13-12-43 resolved that the site might be given to Mr Bhombore @ Rs 3/4 per square yard and this opinion was also approved by the Municipal Council on 28-12-1943

Messrs	Date of application
Gowramma	23-11-1942
M S Afundi	28-11-1942
S R Bhombore	23-12-1942
Ameerjan	5- 1-1943

From the acquisition proceedings, it is seen that Door No

Door No 25-26 in Lalbagh Upparahalli belonging to Mr. M.C. Lakshmiah, husband of the petitioner had been acquired for the opening of a new road as per Government Notification No 2368-70/ Ml 35-32-40 dated 24-9-1932 The site in question forms part of the acquired land

The connected records are enclosed herewith as desired in your memo under reference

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner

mlt

Forwarded with compliments

President 8/C 6/3/44

OFFICE OF THE MINISTER FOR L S G & P H
Date 8/2/44
No 918

COURT FEE TWO RUPEES

The Minister for Local Self-Government
in Mysore, Bangalore

Petitioner

Sri Gowramma widow of late Mr M C Laxmiah,
Vokkaligar, aged about 35 years,
residing at Doddamavilly,
Bangalore city

LEGY LAW DEPT. GOVT OF MYSORE

GEN & R I SECTION 5097 11 FEB 1944 L S G & P H DEPT

The petitioner begs to state as follows

1 She has sent up petitions to the President, Municipal Councillors, and Municipal Commissioner, Bangalore City Municipal Council protesting against the grant of site situated in Cumbelgal Road, near Lalbagh, Bangalore to Mr Bhombore, Council clerk, Bangalore City Municipal Council, for an upset price of Rs 3/- per square yard The copy of the petition is annexed herewith

2 She submits that the grant of the said site to Mr Bhombore is illegal and unjust It is illegal because the File, relating to the history of the site and the stages it had passed through in the past, was not circulated amongst the councillors The matter was hustled through at the last or the penultimate meeting of the old Municipal council, by the ingenuity of Mr Bhombore, whose claim to the same site in the past was unsuccessful It would appear that some councillors did object to the curious procedure, adopted by Mr V K Govindarajulu, the President, Municipal Council, in this connection, and that one or two councillors left the meeting Hall also on this account

3 It is unjust because the land under reference belonged to them, and a fruit garden had been raised on it, while the house constructed thereon was fetching rent, and they were enjoying the benefits derived from the said land for a good number of years The Municipality acquired the land, and paid them a compensation at only Rs 2/- per square yard The site under reference is only a portion of the land so acquired by the

by the Municipality

She was the first applicant for the said site, but the Municipality did not choose to grant her, for reasons which are still unknown Even before she was informed as to what had happened to her application, the Municipal council, has at the end of its term granted the said site, as abovesaid, to Mr Bhombore, who as a member of the Joint Hindu family, is possessed of properties in Bangalore city worth over a lakh of Rupees He is certainly not a man in need, and there is no justification of any kind to countenance his claim

As against that, the petitioner has a valid right to the said site She has a sentimental desire to re-acquire atleast the remaining portion of the property She is homeless and helpless There are equities in her favour Such instances where the remaining and unused land has been sold back to the previous owners are not wanting In the same locality, one Tiglar Chinniah has been granted a site for an upset price

Having regard to the facts set out in the foregoing paragraphs, it is praved that the grant of the said site to Mr Bhombore be cancelled, and that the petitioner, who is a destitute widow, be granted the same for a similar price, or any other reasonable price as the Justice of the case demands

Bangalore city
D/- 7-2-44

Petitioner

gl 6513 L 8317 dt 12-2-1944
Forwarded with compliments to the
AG Municipal Commissioner, Bangalore City for
report (by the President) for a detailed report, together
with connected records very early
B.
Chandrasekhara
Dy Secretary
Law Dept

From Smt Gowramma,
widow of the late Mr M C Lakshmaya
Doddamavalli - Bangalore city 20

OFFICE OF THE MINIS
FOR L S G & P H
Date 12/2/44
No 931

To

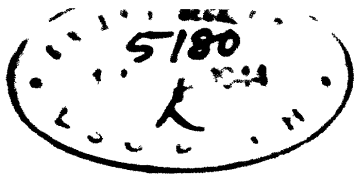
The Minister,
Local Self Govt & Pl Govt of Mysore
through the Assistant Secretary,
L S G Branch

Respected Sir,

In addition to what has already been stated in my petition presented to you on the 7th February 44, I beg leave to add the following information regarding the disposal of an oblong site of land on the Krumbegal Road near Lal Bagh to one Mr Bhanu Council clerk - City Municipality - Bangalore

It is now reliably learnt that there was a fifth applicant also who applied for the said land during August or Septr 1943 of his name as Mr Narayana Murthy or So instead of entertaining this application also for fairness sake, it seems the learned Municipal engineer has on that occasion recommended to the Municipal Commissioner that an endorsement may be issued to the said 5th applicant that the land in dispute has already been recommended & that no land was available To whom he has recommended & to whom the land has been was reserved could be easily observed and this is a gross irregularity in disposing off such matters No rigid rule has been followed in this connection and this was all a pre-arranged thing to help the council clerk Mr Bhanu Assuming for a moment but not conceding that I had a weak case, when more than one applications were there, it was the bounden duty of the Council to have it auctioned & certainly it would have fetched double the amount now fixed For these reasons at least, the present grant I humbly pray has to be cancelled & the matter readdressed afresh your most obedient Servant

9244 [illegible]



Memo no L 8604 Dy 16-2-1944

Forwarded with Compliments to the Municipal Comm.-ioner, Bangalore city in continuation of this office Memo no L 8317 Dy 12-2-44. Thanking Collector may be sent early.

P.C.C.

16/2/44

6629

Boy order
with
Horse yellows
16/2 Lan Dept

Appendix F G —1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *194*

Date of issue 17/3

Signed by

List of enclosures

Codied by

Examined by

Section

File No

Serial No

No L 9716

To

The Rnl Commr Bdg the Pdy

Sir,

with reference to your letter no A6-Dr-90/43 & 4-3-44 re the grant of a site to Mr S. R. Bhombore, counsel clerk of the Cy-Mdy- I am directed to request you to state what the Market Value of the site in question was at the time of the Grant, as judged by the value ~~of the land~~ realized in sale of similar pty and in the Market I have etc

for Secy to Govt

Wks Dept

11/3

WD 64161—GPB—60 000—24 10 41

BANGALORE CITY MUNICIPALITY

° A6/7 Dr 90/43-44
ncl

MUNICIPAL OFFICES
Bangalore 4th July 1944

FROM
P SURYANARAYANA SETTI, ESQ, BA LL B
MUNICIPAL COMMISSIONER
Bangalore City

GEN & REV SECRETARIAT 192
6 JULY 1944
L S G BRANCH

To
C Narayanaswamy Naidu, Esq, B A, B L,
Legal Remembrancer & Secretary to Government,
Law Department, BANGALORE

SECY TO GOVT LAW DEPT 6 JULY 1944 GOVT OF MYSORE

SIR

Subject - Re grant of a site to Mr S R Bhombore, Council Clerk of the City Municipality, at the junction of Gramadevatha Temple Street in Krumbiegal Road

---

With reference to your letter No L 9716/M1 dated 17-3-1944, on the above subject, I have the honour to state that the Market value of the site in question at the time of grant works up to about Rs 5/- per sq yard based on the average of the price then realized in the sales of the sites in the locality

I have the honour to be,
Sir,
Your most obedient servant,

P. Suryanarayana Setti
Municipal Commissioner

Forwarded with compliments

C Narayanaswamy Naidu
Hon President

ksm

BANGALORE CITY MUNICIPALITY

MUNICIPAL OFFICES,

L-11L96 Urgent- 4/6/45

Sub To The Municipal Comm
Bangalore City

~~Encl Copy of a Do. L.~~

In reference to the
correspondence ending with
Your letter no A6 7 Dr 20/43-44
d 5-7-45 am directed
to enquire whether permission
has been delivered ~~to Mr~~
of the Site at the junction

of Ayyamadevatha Temple
Street in the Krumbiegel Road
to New Scotland Shambrove, the
City Municipal Office ~~to~~ ~~the~~
~~what~~ the attorney
appropriate State this question
I may also be ~~before~~ ~~of~~ ~~return~~ very
Early

Thanking you

Yours sincerely

Dr Lourdes

BANGALORE CITY MUNICIPALITY

No A6/7 Dr-90/43-44 MUNICIPAL OFFICES,

Encl M 965-45-17 Bangalore 7th June 1945

FROM

SUBBA RAO, Esq, B A
MUNICIPAL COMMISSIONER
BANGALORE CITY

CHF & P.W SECRETARIAT 8187 11 JUNE 1945 S G BRANCH

To

C Narayanaswamy Naidu, Esq , B A , B L ,
Legal Remembrancer & Secretary to Govt
Law Department, BANGALORE

SIR,

SUBJECT - Grant of a site to Mr S R Bhombore Council Clerk of the City Municipality

---

With reference to your letter No L 11696 dated 4th June 1945, I have the honour to invite reference to this Office letter No A6-Dr 90/43 dated 4th March 1944, with which, the entire connected records were forwarded to Government, where the question is pending orders

The site in question has not yet been handed over to Mr Bhombore The Council passed a resolution on 28-11-1943 to the effect that the site in question - measuring 300 sq yards be given to Mr Bhombore at an upset price of Rs 3/- per sq yard Before further action could be taken on this resolution, Government called for a report with records on the petition of one Srimathi Gowramma. In his letter No A6-Dr 90/43-44 dated 5th July 1944, my predecessor has stated that the market value of this site is about Rs 5/- per sq yard. This opinion is based on the report of the then Municipal Engineer But in my opinion, this site which is situated in a very prominent locality close to the eastern gate of Lalbagh, is worth not less than Rs 8/- to Rs.10/- per

per sq. yard. If it is sold in auction, it will probabl fetch much

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner

Proceedings of the meeting of the Bangalore City Municipal Council held 1-11-1945,

2-1265-ML 85-45-16

23/8/45

To The Mil Commr, Bang
Thro the Dist

Sir,

With reference to the correspondence ending with your letter No Ab/7 Dr.90/43-44 dt 7-6-45 in the matter of the grant of a site situated in the Krumbegal Road to Mrs R Bhomboor, clerk of the city mcty at an upset price of Rs 3 Per sq yard, I am directed to state that the Govt are not in favour of the proposal I am therefore to add that the site in question may be granted to the original owner Mrs Gowramma from whom it was acquired or may be sold in public auction.

The petitions received from Mrs Gowramma together with the record received

from your office in this belief are returned herewith for necessary further action

Thanking etc

Yours [illegible]

For Asst Secretary

WB

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSOR

Proceedings of the meeting of the Bangalore City Municipal Council

17 D R.90/43

OFFICE OF THE MUNICIPAL COMMISSIONER,
Dated Bangalore, 14th Novr. 1945

GEN & REV SECRETARIAT
3527
20 NOV 1945
L S G BRANCH

FROM Safi Darashah, Esq , B A ,
MUNICIPAL COMMISSIONER,
BANGALORE CITY

To J B Mallaradhya, Esq , M A ,
Additional Secretary to the Government of
Mysore, Bangalore.

SIR

With reference to your letter No L 1265/M1 85-45-18 dated 23-8-1945 suggesting that site No 1 measuring 306 Sq yards situated in the Frumbiegal Road may be granted to the original owner Mrs Gowramma from whom it was acquired or that it may be sold in public auction, I have the honour to state that your letter under reply was placed before Municipal Council at their meeting held on 1-11-1945 and it as resolved that the site may be sold to Sri Gowramma at Rs 4/- per sq yard in view of the fact that the site in question had originally belonged to her

2 A copy of the said resolution is herein enclosed for kindly obtaining sanction of Government thereto under section 41(2) of the Municipal Act as the value exceeds Rs 2000/-

ketch showing the land ~~[illegible]~~ enclosed

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissio[illegible]

Forwarded with compliments

A Gopalaswamy Iyengar
Honorary President
15/11/45

HIS HIGHNESS THE MAHARAJA OF MYSOR

Proceedings of the meeting of the Bangalore City Municipal Council dated 1-11-

Sub 9 Letter No L 1265/M1.85-45-18 dated the 23rd August 45 from the Additional Secretary that the Goverhment are not in favour of granting a site situated in Krumbiegal Road at Rs 3/- per sq yard to Mr S R Bhombore, and it may be either given to Sri Gowramma from whom it was originally acquired or sold by auction

Resolution - Recorded The site may be sold to Sri Gowramma at Ps 4/ per sq yard(at Rupees four only per sq yard)

Sd/- M A Gopalaswamy Iyengar
Honorary President

'COPY'

Municipal Commissioner

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L 11259

Dated Bangalore, 21/5/45

FROM ml 80-42-1 LD

The Secretary to the Government of His Highness the Maharaja of Mysore
Law Department

To

The Municipal Commissioner,
Bangalore City

THROUGH: THE PRESIDENT, CITY MUNICIPAL COUNCIL, BANGALORE

Sir,

With reference to correspondence ending with your letter No A 7 Dr 149/42, dated 5th February 1945, about the grant of a site in the North-west corner of the Sri Narasimharaja Colony to one Mr C B Venkata Rau, I am directed to state as follows -

The point for consideration in this case is whether having regard to the provisions of Section 41 (2) of the City Municipalities Act, 1933, the site in the North West Corner of the Sri Narasimharaja Colony may be disposed of for Rs 530/- i e at Re 1 per Sq yard and whether the municipal council has powers to dispose it of even though it is likely to cost more than Rs 2,000/- without the previous sanction of Government and whether for the purposes of Section 41(2), "value" means "market value" Government consider that, for the purpose of Section 41(2) of the Act, the word value" means "Market Value" with reference to lands of similar description in the vicinity and not any arbitrary price ~~price~~ which the Municipal Council may fix thereon

In the present case, the market value of the land sold at Rs 2/- per sq yard would be Rs 6-9-7 per sq yard, based on the average price realised for similar sites in the locality in May 1944 The total market value would, at this rate, be more than 2,000/- and the sanction of Government would accordingly be necessary If the land be sold at Rs 2/- per sq yard, the Municipal Council, would also stand to lose by the transaction The grant of the site at Rs 2/- per sq yard

sq. yard cannot therefore be approved

I am to add further that, in future in all cases where the Municipal land is sold at an upset price, when the market value of such land is likely to exceed Rs 2,000/- the proposal should be submitted to Government for sanction as laid down in Section 41(2) of the City Municipalities Act of 1933 The file of papers received with your letter under reference is herewith returned

I have the honour to be,
Sir,
Your most obedient servant,

Secretary to Government,
Law Department

G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *194*

Date of issue 7-1-46 194

Signed by H.Y. Rao

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette Kannada Part ?

Section M

File No 85-45

Serial No 81

Proceedings of the Government of His Highness the Maharaja of Mysore

Read— Letter No L 1265/M 85-45 18, dated 23-8-45 ~~addressed~~ to the Municipal Town Bangalore city requesting among others that site No measuring 306 Sqr Yards situated in the Cubbon Street Road Ward may be granted to the original ~~Order thereon No~~ owner Mrs Gowramma (from whom it was acquired or that it may be sold in public auction

2) Letter No A 7 D 43/90 dated 14-11-45 from the Municipal Town Bangalore city requesting sanction to the resolution

dated 1-11-45 of the City Municipal Council to the effect that the site No. 1, referred to in the 2nd read above may be sold to Sri Gowramma at Rs 4- per sq yard in view the fact that the site in question originally belonged to her, etc and adding that the market value of the said land exceeds Rs 2000/-

order no 26294-5/D/ 7-1-46

sanctioned, under Section 41 (2) of the Mysore City Municipalities Act- 1933

I am directed to request that the site in question may be sold to Smt Gowramma at an upset price of Rs 8/- per sq yard

Yours faithfully

for Revenue Secy to Govt

List of Enclosures

The Municipal Commissioner (through the President) Town Council

Copied by

Examined by

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

R e a d:-

Letter No.L.1235/ML.85-45-18, dated 23rd August 1945, to the Municipal Commissioner, Bangalore City, directing among others, that site No.1, measuring 306 Square yards situated in the Krumbigal Road, Bangalore, may be granted to the original owner Mrs.Gowramma from whom it was acquired or that it may be sold in public auction.

2. Letter No.A.7.B.R.90/43 dated 11th November 1943 from the Municipal Commissioner, Bangalore City, requesting sanction to the resolution dated 1st November 1943, of the City Municipal Council to the effect that the Site No.1 referred to in the Government Order read above, may be sold to Sri Gowramma at Rs.4/- per square yard, in view of the fact that the site in question originally belonged to her, etc., and adding that the market value of the said land exceeds Rs.2000/-

Order No.L 6294-5/ML 85-45-81 27-1-46

Dated, Bangalore, the December 1945.

Government are pleased to direct that the site in question be sold to Srimathi Gowramma at an upset price of Rs.3/- per square yard.

for Secretary to Government,
Revenue Department.

To

The Municipal Commissioner, Bangalore City,
(through the President) with records.
The Comptroller to Government of

LC/3.